

11/12/97



JCS49 U.S. PTO

Phil Ansell
10/27/97
#6

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date November 12, 1997 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number TB29541968US addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

CHERYL VAUGHN

(Print Name)

(Signature)

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Case Docket No.: 9397

Nutley, NJ 07110
November 12, 1997

Assistant Commissioner for Patents
Washington, D.C. 20231

This is a request for filing a

- [X] Continuation application under 37 CFR 1.60 of pending prior application Serial No. 07/695,201, filed May 2, 1991, Inventor(s): Russell Higuchi, Entitled: Homogeneous Methods for Nucleic Acid Amplification and Detection.
1. [X] Enclosed is a copy of the prior application as originally filed and an affidavit or declaration verifying it as a true copy.
2. [] Prepare a copy of the prior application.

08968208 111297

3. ☒ The filing fee is calculated below:

<u>Claims as Filed, Less Any Claims Canceled By Amendment</u>					
For	Number Filed	Number Extra	Rate	Fee	Basic
					\$790.00
Total claims	1		x \$22 =	0	
Independent claims	1		x \$82 =	0	
Total Filing Fees					\$790.00

4. ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any over payment to Account No. 08-2525. A triplicate copy of this sheet is enclosed.

5. ☐ A check in the amount of \$ is enclosed.

6. ☒ Cancel claims 2-22

7. Priority--35 U.S.C. 119

☒ Priority of application Serial No. 07/695,201 filed on May 2, 1991, in Emeryville, California is claimed under 35 U.S.C. 119.

☐ The certified copy has been filed in prior U.S. application Serial No. 0 / _____ on _____

☐ The certified copy will follow.

8. ☒ Amend the specification by inserting before the first line the sentence: -- This is a continuation of application Serial No. 07/695,201, filed May 2, 1991 --

9. ☐ Transfer the drawings from the prior application and abandon said prior application as of the filing date accorded this application. A triplicate copy of this sheet is enclosed for filing in the prior application file.

10. ☐ The prior application is assigned to

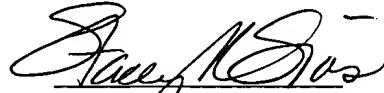
11. ☒ The power of attorney in prior application is to:

George M. Gould (Reg. No. 20970), Bernard S. Leon (Reg. No. 20756), William H. Epstein (Reg. No. 20008), William G. Isgro (Reg. No. 22041), George W. Johnston (Reg. No. 28090), Stacey R. Sias (Reg. No. 32,630)

- a. ☒ The power appears in the original papers of the prior application.
b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
c. ☒ Recognize as associate attorney:

John P. Parise (Reg # 34403)

and continue to address all communications to George W. Johnston, 340 Kingsland Street, Nutley, NJ 07110



Stacey R. Sias, Ph.D.

Reg. No. 32,630

Nutley, NJ 07110

(510) 814-2869

(510) 814-2977

Agent of record in prior application

In California:
Telefax:

5273

03968208 1111997